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**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

BRIAN BALLENTINE, an individual;  
CATALINO DAZO, an individual; and  
KELLY PATTERSON, an individual;  
Plaintiffs,

vs.

LAS VEGAS METROPOLITAN POLICE  
DEPARTMENT, in its official capacity;  
DETECTIVE CHRISTOPHER T. TUCKER,  
as an individual and in his official capacity as  
a Las Vegas Metropolitan Police Department  
Detective; SERGEANT MIKE WALLACE,  
as an individual and in his official capacity as  
a Las Vegas Metropolitan Police Department  
Sergeant; LIEUTENANT JOHN LIBERTY,  
as an individual and in his official capacity as  
a Las Vegas Metropolitan Police Department  
Lieutenant,

Defendants.

**Case No.: 2:14-cv-01584-APG-EJY**

**STIPULATION AND ORDER TO  
CONTINUE TRIAL**

**STIPULATION AND ORDER TO**  
**CONTINUE SETTLEMENT**  
**CONFERENCE DATE AND**  
**PROPOSED ORDER**

**(SECOND REQUEST)**

IT IS HEREBY STIPULATED AND AGREED by and between Plaintiffs Brian Ballentine, Catalino Dazo, and Kelly Patterson (“Plaintiffs”), by and through their counsel Margaret A. McLetchie, Esq., and Defendant Christopher T. Tucker, by and through his counsel Craig R. Anderson, Esq., that the trial currently scheduled to begin on July 5, 2023, (ECF No. 284) be continued to the Court’s December 2023, stack or a date thereafter convenient for the Court.

This Stipulation is entered into for the following reasons:

1. Pursuant to ECF No. 285, the Parties met and conferred regarding trial readiness.

2. Counsel for Plaintiffs has an ongoing family medical issue that requires significant time and attention.

3. Counsel for Plaintiffs is going to be out of the jurisdiction during the trial stack currently set for July 5, 2023, to address counsel's family medical emergency.

4. Counsel for Defendants has trial scheduled in another matter during October 2023.

5. Counsel for Defendants is unavailable for trial during November 2023.

6. This is the second stipulation filed to continue the trial date.

7. This extension is being sought in good faith and not for the purpose of delay.

DATED this 6<sup>th</sup> day of June, 2023.

DATED this 6<sup>th</sup> day of June, 2023.

/s/ Margaret A. McLetchie  
Margaret A. McLetchie, Esq.  
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Attorney for Plaintiffs

/s/ Craig R. Anderson  
Craig R. Anderson, Esq.  
Nevada Bar No. 6882  
MARQUIS AURBACH  
10001 Park Run Drive  
Las Vegas, NV 89145  
Attorney for Defendant

## ORDER

IT IS SO ORDERED that the trial date of July 10, 2023 be vacated and continued to December 4, 2023 at 9:00 a.m. Calendar call is continued to November 28, 2023 at 9:00 a.m. in Las Vegas courtroom 6C. The June 21, 2023 MTSC is vacated.

ANDREW P. GORDON  
UNITED STATES DISTRICT JUDGE  
DATED: June 7, 2023